Reg. No. BG 20½.

The Mysore Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV-2-B

BANGALORE, WEDNESDAY, APRIL 21, 1965
(VAISHAK A 1, SAKA ERA 1887).

No. 94

NOTIFICATION.

(Law Department).

No. LAW 20 LGN 65, dated Bangalore the 21st April 1965.

Ordered that the Mysore Land Revenue (Amendment) Act, 1965, which received the assent of the Governor, on the twenty-first day of April 1965, be published as Mysore Act, No. 9 of 1965 in the *Mysore Gazette* for general information.

MYSORE ACT No. 9 OF 1965

(First published in the Mysore Gazette Extraordinary *on the Twenty-first day of April 1965).*

THE MYSORE LAND REVENUE (AMENDMENT) ACT, 1965.

(Received the assent of the Governor on the Twenty-first day of April, 1965).

An Act to amend the Mysore Land Revenue Act, 1964.

WHEREAS it is expedient to amend the Mysore Land Revenue Act, 1964 (Mysore Act 12 of 1964);

BE it enacted by the Mysore State Legislature in the Sixteenth Year of the Republic of India as follows :—

1. Short title and commencement.—(1) This Act may be called the Mysore Land Revenue (Amendment) Act, 1965.

(2) This section and clauses (1), (2) and (3) of section 2, and sections 3, 4, 5, 6, 7 and 8 shall be deemed to have come into force on the first day of April 1964, and clause (4) of section 2 and section 9 shall come into force on the date of publication of this Act in the official Gazette.

2. Amendment of section 2.—In section 2 of the Mysore Land Revenue Act, 1964 (Mysore Act 12 of 1964) (hereinafter referred to as the principal Act),—

(1) in clause (7), for the word "land", the words "any class of land" shall be substituted;

(2) for clause (8), the following clause shall be substituted, namely :—

"(8) 'class of land' means any of the following classes of land, namely, dry land, wet land, garden land or plantation land;

Explanations.—For purposes of this Act,—

(*a*) 'dry land' means—

(i) land classified as dry land under any law repealed by section 202, or any law in force at any time before the commencement of this Act;

(*ii*) land in which wet crops cannot be grown except when irrigated by water obtained from any source of water which is the property of the State Government;

(*b*) "wet land" means land in which wet crops can be grown by use of rain water or water obtained from any source of water which is not the property of the State Government;

(*c*) 'garden land' means land in which garden crops other than plantation crops can be grown, and shall consist of dry garden land and wet garden land; and

(*i*) 'dry garden land' means land classified as such under any law repealed by section 202 or any law in force at any time before the commencement of this Act, or garden land in which wet garden crops cannot be grown except when irrigated by water obtained from any source of water which is the property of the State Government;

(*ii*) 'wet garden land' means land in which wet garden crops can be grown by use of rain water or water obtained from any source of water which is not the property of the State Government;

(*d*) 'plantation land' means land in which a plantation crop, that is, cardamom, coffee, pepper, rubber or tea, can be grown."

(3) for the Explanation to clause (20), the following Explanation shall be substituted, namely:—

"*Explanation*:—A ryotwari pattadar in the Madras Area and Bellary District, a pattadar or shikmidar in the

Hyderabad Area and a holder or land-holder in the Coorg District shall be deemed to be an occupant of such land for purposes of this Act".

(4) in clause (27),—

(*i*) for the words "six and one-fourth per cent", the words "four per cent" shall be substituted; and

(*ii*) to the clause, the following proviso shall be added, namely :—

"Provided that with reference to any plantation land, the standard rate shall be the value of one per cent of the average yield of crops per acre on the land in that class of one hundred per cent classification value;"

3. **Amendment of section 60.**—In clause (*b*) of section 60 of the principal Act, for the words "and any tax", the words "and includes any tax" shall be substituted.

4. **Amendment of section 79.**—In sub-section (2) of section 79 of the principal Act, for the words "Patasthal wet lands", the words "Motasthal wet lands" shall be substituted.

5. **Amendment of section 121.**—In the proviso to sub-section (1) of section 121 of the principal Act, for the words "no increase in the standard rates proposed in the Settlement Report shall be made", the words "no order modifying the Settlement Report which has the effect of increasing the standard rates proposed in respect of any class of land in such Report, shall be made by the State Government." shall be substituted.

6. **Amendment of section 122.**—In section 122 of the principal Act,—

(1) for the words "such date as the State Government may direct", the words "such date, which may be prospective or retrospective, as the State Government may, by notification, specify" shall be substituted;

(2) for the proviso, the following proviso shall be substituted, namely :—

"Provided that where the settlement is introduced during the course of any revenue year, the retrospective date so specified shall not be any date other than the date of commencement of that revenue year."

7. Amendment of section 124.—In section 124 of the principal Act,—

(1) for the words "any law for the time in force", the words "any law for the time being in force" shall be substituted ; and

(2) at the end, the following Explanation shall be inserted, namely :—

"*Explanation* :—'ordinary land revenue' means the land revenue payable in respect of any land when no advantage by the use of water from a source of water which is the property of the State Government, accrues to such land."

8. Amendment of section 125.—In section 125 of the principal Act, for the words, figures and brackets "direct at the time of passing order under sub-section (1) of section 121", the words "at any time direct" shall be substituted.

9. Provision relating to certain Settlement Reports.—Notwithstanding anything contained in the principal Act and the rules and orders made thereunder,—

(*a*) the Settlement Reports laid before each House of the State Legislature under sub-section (1) of section 121 of the principal Act, and pending before the State Legislature on the date of commencement of this section, shall be deemed to have been modified in accordance with the provisions of the principal Act as amended by this Act ; and

(*b*) on the approval of such Settlement Reports, with such other modifications as the State Legislature may make, the State Government shall pass orders under section 121 of the principal Act in conformity with such approval, and assessment of the ordinary land revenue in respect of any land shall be fixed accordingly.

By Order and in the name of the Governor of Mysore,

R. SANJEEVALU,
Secretary to Government,
Law Department.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.